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In re Application of
Miura et al.
Application No.: 10/531,176
PCT No.: PCT/JP03/09428
Int. Filing Date: 25 July 2003
Priority Date: 09 October 2002
Attorney Docket No.: 016912-0211
For: N-Acetylglucosamine Derivative And Its Application

DECISION

This is with regard to the petition under 37 CFR 1.182 filed on 11 July 2005.

BACKGROUND

This international application was filed on 25 July 2003, designated the United States, and claimed an earliest priority date of 09 October 2002. Accordingly, the 30 month time period for paying the basic national fee in the United States expired at midnight on 11 April 2005 (since 09 April 2005 was a Saturday). Applicants filed *inter alia* the basic national fee on 11 April 2005.

DISCUSSION

Inspection of the declaration of the inventors filed on 11 April 2005 reveals that it names a joint inventor, Kyoko MIURA, whose name does not appear on the published international application, and inspection of the published international application reveals that it lists a joint inventor, Kyoko Fukunaga, whose name does not appear in the declaration filed on 11 April 2005. In that this is clearly more than a mere typographic error or phonetic misspelling of applicant's name, a proper petition under 37 CFR 1.182 is required to resolve this matter.

Applicants filed such a petition (and \$130.00 of the associated petition fee) on 11 July 2005. The remaining \$270.00 of the petition fee is being charged to counsel's Deposit Account No. 19-0741, as authorized by the Transmittal Letter filed on 11 April 2005. The instant petition is accompanied by a "Declaration" signed by Kyoko Miura and indicating that she is a joint inventor of the instant international application and that her surname was changed from Fukunaga to Miura due to marriage. On the basis of all of the evidence now of record, it would be appropriate to accept the declaration as filed on 11 April 2005.

CONCLUSION

The petition is **GRANTED**.

This application is being forwarded to the National Stage Processing Branch for further processing. Its date under 35 U.S.C. 371(c)(1), (2) and (4) is **11 April 2005**.

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